

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY	
Caption in Compliance with D.N.J. LBR 9004-1(b) Donald F. Campbell, Jr., Esq. (DC8924) Giordano, Halleran & Ciesla, P.C. 125 Half Mile Road, Suite 300 Red Bank, New Jersey 07701 Tel: (732) 741 3900 Fax: (732) 224 6599 dcampbell@ghclaw.com Attorneys for Creditor, Carla Cox Smith	
In Re: Bed Bath & Beyond, Inc. Debtor.	Case No: 23-13359(VFP) Chapter: 11 (Jointly Administered) Hearing Date: February 7, 2024 at 10:00 a.m. Judge: The Honorable Vincent F. Papalia, U.S.B.J.

Recommended Local Form: <input type="checkbox"/> Followed <input checked="" type="checkbox"/> Modified
--

ORDER VACATING THE AUTOMATIC STAY

The relief set forth on the following page is hereby **ORDERED**.

In re Bed Bath & Beyond, Inc.

Case No. : 23-13359(VFP)

Caption: Order Allowing Late Claim as Timely Filed and Vacating the Automatic Stay

Page 2

THIS MATTER having been opened to the Court upon the motion of Carla Cox Smith (“*Movant*”), through her counsel, Giordano, Halleran & Ciesla, P.C., for entry of an order (I) allowing late filed claim to be treated as timely filed; (II) vacating the automatic stay pursuant to 11 U.S.C 362(d); and (III) for such other relief as the Court deems just and proper (the “*Motion*”); and the notice of the Motion having been provided to all parties entitled to such notice; and the Court, having considered opposition to the Motion, if any; and good and sufficient cause existing for entering the within Order;

IT IS HEREBY ORDERED AS FOLLOWS:

1. The Proof of Claim filed by Creditor Carla Cox Smith on January 8, 2023, shall be considered timely filed.
2. Pursuant to 11 U.S.C. § 362(d), Creditor is granted relief from the automatic stay to proceed with the State Court Action in the Circuit Court of St. Clair County, State of Illinois No. 23LA0921 (the “*State Court Action*”) for the limited purpose of obtaining judgment or otherwise resolving the claim and collecting solely against any applicable liability insurance.
3. Movant shall serve a copy of this Order on all interested parties within seven (7) days of its entry.